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FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

FEB 11 2009

JAMES R. LARSEN, CLERK
DEPUTY
SPOKANE, WASHINGTON

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

7 UNITED STATES OF AMERICA,
8
9 vs. Plaintiff,

CR-09-0015-EFS-7
INDICTMENT

Vio: 21 U.S.C. § 846
Conspiracy to Distribute
1000 Kilograms or More
of Marijuana
(Counts 1 & 2)

21 U.S.C. § 853
Criminal Forfeiture
(Count 3)

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14 JAMES E. MULVANEY,
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27 Defendants.
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The Grand Jury Charges:

COUNT ONE

That beginning on a date unknown, but by no later than the year 2001, until on or about February 10, 2009, in the Eastern District of Washington and elsewhere, [REDACTED]

[REDACTED], JAMES E. MULVANEY, [REDACTED]

[REDACTED], and others not known to the Grand Jury, did knowingly and intentionally combine, conspire, confederate and agree together with each other and with other persons, both known and unknown to the Grand Jury, to commit the following offense against the United States, to wit: conspiracy to distribute 1000 kilograms or more of Marijuana, a Schedule I controlled substance, in violation of 21 U.S.C. § 841(a)(1), (b)(1)(A)(vii), all in violation of 21 U.S.C. § 846.

COUNT TWO

That beginning on a date unknown, but by no later than the year 2005, until on or about February 10, 2009, in the Eastern District of Washington and elsewhere, [REDACTED]

[REDACTED], and others not known to the Grand Jury, did knowingly and intentionally combine, conspire, confederate and agree together with each other and with other persons, both known and unknown to the Grand Jury, to commit

1 the following offense against the United States, to wit: conspiracy to distribute
2 1000 kilograms or more of Marijuana, a Schedule I controlled substance, in
3 violation of 21 U.S.C. § 841(a)(1), (b)(1)(A)(vii), all in violation of 21 U.S.C. §
4 846.

5
6 COUNT THREE

7 Upon conviction of the controlled substance offense alleged in Count One
8 of this Indictment, Defendants shall forfeit the assets as outlined below, to the
9 United States pursuant to 21 U.S.C. § 853, as property constituting or derived
10 from proceeds obtained, directly or indirectly, as a result of the said violation[s];
11 and/or as property used, or intended to be used, in any manner or part, to commit,
12 or to facilitate the commission of the said violation[s], including but not limited to
the following:

13 [REDACTED]

14 [REDACTED]

15
16 [REDACTED]

17 [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED]

21 [REDACTED]

22 [REDACTED]

23 [REDACTED]

24 [REDACTED]

25 [REDACTED]

26 [REDACTED]

27 [REDACTED]

28 [REDACTED]

INDICTMENT - 4

Initial.Indictment.90211.wpd

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[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Defendant JAMES E. MULVANEY, shall forfeit the following real

1 property further described as follows:

2 4138 South Tricia Court, Spokane, Washington:

3 Lot 6, Block 1, Whispering Pines, as per Plat recorded in Volume 17
4 of Plats, Page 68;

5 Situate in the City of Spokane, County of Spokane, State of
6 Washington.

7 Together with all appurtenances, fixtures, attachments thereto and
8 thereupon.

9 Subject to covenants, conditions, restrictions, reservations, easements
10 and agreements of record, if any.

11 Parcel No. 35344.1906.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

If any of the above-described forfeitable property, as a result of any act or omission of the defendant(s):

- (a). cannot be located upon the exercise of due diligence;
- (b). has been transferred or sold to, or deposited with, a third party;
- (c). has been placed beyond the jurisdiction of the court;
- (d). has been substantially diminished in value; or
- (e). has been commingled with other property which cannot be divided without difficulty;


it is the intent of the United States, pursuant to 21 U.S.C. § 853(p), to seek

1 forfeiture of any other property of said Defendant(s) up to the value of the
2 forfeitable property described above.

3
4 DATED this 11 day of February, 2009.

5 A TRUE BILL
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8 
9 James A. McDevitt
United States Attorney

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11 Russell E. Smoot
12 Assistant United States Attorney
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